✎AO 247 (02/08)   Order Regarding Motion for Sentence Reduction

FILED

UNITED STATES DISTRICT COURT

for the

Western District of New York

MAR 14 2008

CLERK, US DISTRICT COURT, WDNY

United States of America	)	
v.	)	
Kendrick Bronson	)	Case No: 6:04-CR-6157-6
	)	USM No: 07512-055
Date of Previous Judgment: November 21, 2005	)	Phillip Hurwitz, Esq.
(Use Date of Last Amended Judgment if Applicable)	)	Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED.   ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: _____   Amended Offense Level: _____
Criminal History Category: _____   Criminal History Category: _____
Previous Guideline Range: _____ to _____ months   Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

III. ADDITIONAL COMMENTS

The defendant is not eligible due to the fact the offense of conviction does not involve cocaine base.

Except as provided above, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 3-12-08

Charles Siragusa
Judge's signature

Effective Date: _____
(if different from order date)

Honorable Charles J. Siragusa, U.S. District Judge
Printed name and title